

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

CIVIL APPLICATION NO.417 OF 2007

IN
WRIT PETITION NO.1345 OF 2002

Galaxy Spectromelt Pvt.Ltd.

..Applicant

v/s.

Nashik Workers Union & ors.

..Respondents

Mr.Bhadab Peerzode for the Applicant

Mr.N.M.Ganguly for Respondent no.6

Mrs. Rupali S.Sangvikari for Respondent no.2

**CORAM : B.H.MARLAPALLE,J.
DATED : 20th November, 2007**

P.C.

Heard. Writ Petition no.1345 of 2002 has been decided by this Court on 4-4-2002. By this application the Petitioner seeks for directions to respondent no. 2 to deposit the entire surplus sum from the sale of the petitioner's assets in the Industrial Court at Nashik forthwith. However, the order dated 4-4-2002 passed in writ petition no. 1345/2002 directed that the balance amounts when received, the respondent no.2 to deposit the same before the Industrial Court in Complaint no. 259/1999. Thus, the order passed on 4-4-2002 directed respondent no.2 to deposit only when the balance amount is received and it cannot be inferred that the

respondent no.2 has not deposited the balance amount as directed in the order dated 4-4-2002. The Petitioner has a remedy to approach the Industrial Court at Nashik and, therefore, this application is misconceived. The same is hereby rejected.

[B.H.MARLAPALLE,J.]